

FILED  
CLERK'S OFFICE

TO CLERK DENNIS O'LEARY  
C/O JUDGE MARK L WOLF

9-10-06

SEP 13 A 11:35  
U.S. DISTRICT COURT  
DISTRICT OF DKT # 04-CR-10369-MLW

SIR

IM WRITTING IN REGARDS TO MY MOTION FOR  
RESENTENCING THAT WAS FILED ON 8-10-06 BY ATTY  
MICHAEL NATOLA.

IM ENCLOSING MY DKT ENTRY SHEET ALONG WITH MY  
MOTIVUS FROM CAMBRIDGE SUPERIOR COURT, AS YOU CAN  
SEE ON PAGE # 3 DKT ENTRY SHEETS, CAMBRIDGE SUPERIOR  
COURT SENTENCED ME TO A 15 TO 20 YEAR SENTENCE  
CONCURRENT WITH MY #151 MONTHS I WAS ALREADY  
SERVING FROM JUDGE WOLF.

ALONG WITH THE 15 TO 20 YEAR CONCURRENT SENTENCE AS  
PART OF MY PLEA AGREEMENT I SIGNED EXTRADITION PAPERS  
SAYING I WOULD WAIVE EXTRADITION ON COMPLETION OF MY  
FEDERAL SENTENCE & RETURN TO MASSACHUSETTS TO  
FINISH THE REMAINDER OF MY STATE 15 TO 20 YEAR SENTENCE  
THERE FOR RELINQUISHING ME TO THE B.O.P & MARSHALLS.

I ASK OF YOU TO PLEASE CONSIDER MY CURRENT  
SITUATION, AND HAVE ME BROUGHT BEFORE THE COURT  
ON MY RESENTENCING MOTION AS SOON AS POSSIBLE  
SO I CAN BE PLACED IN THE B.O.P CUSTODY.

SINCERLY

STEVEN MORELLO  
# 25682-038

C.R. COPY  
M. NATOLA

STEVEN MORELLO #  
PO BOX 100 W 87896  
SE WAIPAKA MA  
02071

Commonwealth of Massachusetts  
MIDDLESEX SUPERIOR COURT

Case Summary  
Criminal Docket

**MICR2004-01966**  
**Commonwealth v Morello, Steven**

| Date       | Paper | Text  |
|------------|-------|---|
| 06/15/2006 |       | Habeas corpus for Deft at Plymouth in Federal Custody for 6/20/06   |
| 06/20/2006 |       | Motion (P#12) Withdrawn by defendant in open court  |
| 06/20/2006 |       | Defendant sentenced to 001-MCI Cedar Junction for a term not exceeding twenty years, or less than fifteen years concurrent with sentence now serving (Smith,J)                      |
| 06/20/2006 |       | Defendant sentenced to 003-MCI Cedar Junction for a term not exceeding twenty years or less than fifteen years concurrent with sentence now serving (Smith,J)                       |
| 06/20/2006 |       | Mittimus issued   |
| 06/20/2006 |       | Notified of right of appeal under Rule 64   |
| 06/20/2006 |       | Reporter present: Bailey (Reardon), Erin  |
| 06/20/2006 |       | Attested copy of indictment sent to institution   |
| 06/20/2006 | 13.0  | Deft files Waiver of Extradition and Release  |
| 06/30/2006 | 14.0  | Mittimus returned not recog indictments with service  |
| 06/30/2006 | 15.0  | Letter from Defendant   |
| 07/10/2006 |       | (P#15) Our records indicate you were in federal custody on unrelated matters. However - a copy of your request will be forwarded to ADA J. Verner and your Atty J. Stringer (LP/CM) |
| 07/18/2006 | 16.0  | Motion by Deft: To Revoke & Revise Copy of Motion & Docket Sheets sent to Judge Smith   |
| 07/19/2006 | 17.0  | Letter from Deft. Re: sentence (Sent to Smith, J in 11B)  |
| 07/20/2006 | 18.0  | Deft files Petition for Writ of habeas Corpus Ad Testificandum  |
| 08/09/2006 |       | Motion (P#16) DENIED (H. Smith Justice). Copies mailed  |
| 08/09/2006 |       | Motion (P#18) Since there will be no hearing on defendant's motions to revise and revoke, this petition is DENIED (H. Smith, J.)  |

**EVENTS**

| Date       | Session               | Event  | Result                                   |
|------------|-----------------------|--|--|
| 01/12/2005 | Crim 1 (6B Cambridge) | Arraignment                                      | Event held as scheduled                  |
| 01/25/2005 | Crim 1 (6B Cambridge) | Conference: Pre-Trial                            | Event not held--req of Commonwealth      |
| 02/15/2005 | Crim 1 (6B Cambridge) | Conference: Pre-Trial                            | Event not held--req of Defendant         |
| 02/24/2005 | Crim 1 (6B Cambridge) | Conference: Pre-Trial                            | Event held as scheduled                  |
| 03/08/2005 | Crim 1 (6B Cambridge) | Conference: Pre-Trial                            | Event held as scheduled                  |
| 03/24/2005 | Crim 1 (6B Cambridge) | further<br>Hearing: Non-eviden-Discovery         | Event held as scheduled                  |
| 04/12/2005 | Crim 1 (6B Cambridge) | Hearing: Plea Change                             | Event not reached by Court               |
| 04/19/2005 | Crim 1 (6B Cambridge) | Hearing: Pre-Trial                               | Event rescheduled by court prior to date |
| 05/10/2005 | Crim 1 (6B Cambridge) | Hearing: Plea Change                             | Event not held--req of Commonwealth      |
| 06/20/2005 | Crim 1 (6B Cambridge) | Paula Collins/cr<br>Conference: Lobby            | Event not held--joint request            |
| 07/14/2005 | Crim 1 (6B Cambridge) | possible cop<br>Hearing: Evidentiary-suppression | Defense attorney did not appear          |
| 07/14/2005 | Crim 1 (6B Cambridge) | Hearing: Plea Change                             | Defense attorney did not appear          |
| 09/19/2005 | Crim 1 (6B Cambridge) | TRIAL: by jury                                   | Event not held--joint request            |
| 10/31/2005 | Crim 1 (6B Cambridge) | Hearing: Plea Change                             | Event not held--req of Defendant         |
| 11/17/2005 | Crim 1 (6B Cambridge) | Conference: Lobby                                | Event not held--joint request            |
| 01/12/2006 | Crim 1 (6B Cambridge) | Conference: Lobby<br>allyson pollier/reporter    | Event rescheduled by court order         |

MITTIMUS TO Cedar Junction MCI (Walpole)

Docket # 2004-1966-003

To the Sheriff of said County of **Middlesex**, his deputies, the Officers hereinafter named and the Superintendent of the **Cedar Junction MCI (Walpole)**

**GREETING:**

**Whereas**, by the consideration of the Superior Court Department of the Trial Court for Criminal Business, holden at **Cambridge** within and for the County of **Middlesex**, on the **20th Day of June** in the year of our Lord **2006**.

Steven Morello

now in the custody of the Sheriff of said County of **Middlesex**, convicted of the crime of Armed Robbery ch.265 s.17 offense date 10/2/04

for which crime said **Steven Morello** was sentenced to confinement in **Cedar Junction MCI (Walpole)**, for a term not exceeding twenty years nor less than **fifteen YEARS**, concurrent with sentence now serving. *Federal sentence* ←  
The Court in imposing said sentence orders that the defendant **Steven Morello** be deemed to have served **DAYS** of said sentence in confinement awaiting disposition of this matter.

We therefore, **command you**, the said Sheriff, Deputies and Officers of the Court to remove the said **Steven Morello** from the Jail in **Cambridge** the said County of **Middlesex**, to the **Cedar Junction MCI (Walpole)**, and **we command you**, the said Superintendent to receive the said **Steven Morello** and immediately thereon to cause the said **defendant** to be confined therein for a term not exceeding twenty years nor less than **fifteen YEARS**, concurrent with sentence now being served.

**WITNESS, Barbara Rouse**, Chief Justice of said Court and the seal thereof at **Cambridge** aforesaid, this **20th Day of June** in the year of our Lord **2006**..

*Lucie Pasquale*

Assistant Clerk

RETURN

Middlesex, SS.

Cambridge  
2006

In obedience to the within warrant, I have conveyed the within named defendant to the Cedar Junction MCI (Walpole), and delivered him to the Superintendent thereof with a copy of this warrant.

Deputy Sheriff, of said County  
Officer of the Court named within.